

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

IN RE:

Case No. 08-35653-KRH

CIRCUIT CITY STORES, INC., et al.

Chapter 11 (Jointly administered)

Debtors,

MOTION TO ALLOW LATE FILING OF PROOF OF CLAIM

Site A, LLC, a Colorado limited liability company, successor in interest to JP Thornton, LLC, a Colorado limited liability company ("Site A"), by counsel and pursuant to Rules 3002 and 9014 of the Federal Rules of Bankruptcy Procedure, requests the United States Bankruptcy Court for the Eastern District of Virginia, Richmond Division ("Bankruptcy Court"), to enter an order allowing the Proof of Claim (as this term is defined in paragraph 6).

1. On November 10, 2008 (the "Petition Date"), Circuit City Stores, Inc., et al. (collectively the "Debtor") filed a voluntary petition pursuant to Chapter 11 of the Title 11 of the United States Code (the "Bankruptcy Code").

2. As set forth in the Second Amended Motion of Site A, LLC for the Payment of Administrative Expense Claim (Docket No. 5228), the Debtor owes Site A the amount of \$237,356.10 as an administrative claim.

3. The administrative claim payments remain unpaid to Site A.

4. Accordingly, Site A has an unsecured claim ("Claim") against the Debtor in the amount of \$1,274,281.04 plus interest.

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5. However, Site A has yet to file a proof of claim ("Proof of Claim") memorializing the Claim.

6. Site A should be allowed to file the Proof of Claim for an unsecured claim in the amount of \$1,274,281.04.

7. This motion serves as a memorandum of points and authorities as required by LBR 9013-1(G)(1) of the Local Rules of the U.S. Bankruptcy Court for the Eastern District of Virginia.

WHEREFORE, Site A, LLC prays that it be allowed to file a proof of claim for an unsecured claim in the amount of \$1,274,281.04, and be granted such other relief as deemed appropriate under the circumstances.

Dated: October 21, 2009

SITE A, LLC

By: /s/ Ann K. Crenshaw
Of Counsel

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Motion to Allow Late Filing of Proof of Claim was sent first-class, postage prepaid U.S. Mail, on this 21st day of October, 2009, to:

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and to all creditors and parties-in-interest who are included in the United States Bankruptcy Court's ECF e-mail notification system.

/s/ Ann K. Crenshaw

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